

AGENDA

Assembly Budget Subcommittee No. 5 on Public Safety

Assemblymember Cristina Garcia, Chair

MONDAY, APRIL 25, 2022
2:30 PM, STATE CAPITOL – ROOM 127

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We encourage the public to provide written testimony before the hearing. Please send your written testimony to: BudgetSub5@asm.ca.gov. Please note that any written testimony submitted to the committee is considered public comment and may be read into the record or reprinted. The Capitol will be open for attendance of this hearing. Any member of the public attending a hearing in the Capitol will need to wear a mask at all times while in the building.

A moderated telephone line will be available to assist with public participation. The public may provide comment by calling the following toll-free number: [877-692-8957](tel:877-692-8957), access code: [131 51 27](tel:1315127)

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ISSUE 1: PATHWAYS TO HIGHER EDUCATION FOR YOUTH: PROJECT CHANGE**PANELISTS**

- Katie Bliss, CA Higher Education Project Coordinator, Youth Law Center and Found of Project Change
- Ashley Harris, student at College of San Mateo
- Jacqueline Rodriguez, student at UCLA
- Nick Jasso, College of San Mateo Project change Alumnus and Fresh Lifelines for Youth Voice Policy Coach

BACKGROUND

Division of Juvenile Justice Realignment. The 2020 Budget Act included a proposal to close the Division of Juvenile Justice (DJJ) in 2023 and realign youth to local juvenile facilities. This shift creates an additional burden of approximately 300 youth annually that will now be kept in a local facility, rather than be sent to the state. To operationalize this transition, the current age of jurisdiction for the state applies to the counties, resulting in traditionally college age youth incarcerated in local juvenile facilities. While GED and high school degree programs may have been sufficient for most local juvenile facilities prior to realignment, an extended age of jurisdiction makes it necessary to enhance and expand pathways for higher education for justice system involved youth. Absent realignment, it is likely still, that improving access to higher education is critical due to the many barriers created by justice system involvement for prospective students.

California Community Colleges. California's Community Colleges (CCC) provide unique features that enhance access to higher education for all prospective students. With 116 community colleges statewide serving 1.8 million students, a high school diploma is not required for enrollment, online enrollment is free, students that are under age 18 without a diploma may enroll through dual enrollment, and tuition fee waivers are available for qualifying low income students. In fact, nearly half of the students do not pay fees. In addition, community college courses are transferable to other colleges, including California State University (CSU) and University of California (UC). Fifty one percent of CSU graduates and 29% of UC graduates began their enrollment in a CCC. More than two thirds of CCC students come from ethnically diverse backgrounds. CCC also provides more than 175 degrees and career pathway certificates.

Project Change. Project Change is a comprehensive community college program that provides on-campus support for justice system impact youth and college programming inside local juvenile facilities. On-campus support includes wraparound supports such as dedicated counseling and financial aid assistance, and stipends/resources for textbooks, technology, food, housing and transportation. The Project Change model was first established in the San Mateo Community College District in 2013. Project Change takes a collaborative approach and works closely with the CCC Chancellor's Office and the Rising Scholars Network, among other stakeholders.

STAFF COMMENT

Staff notes that the Governor's Budget includes \$500 million one-time Proposition 98 funding over a four year period to expand dual-enrollment capacity for college level coursework.

Staff Recommendation: Hold Open.

NON-DISCUSSION ITEMS

The Subcommittee does not plan to have a presentation of the following items but the Department of Finance and the Legislative Analyst's Office are available to answer questions from members. Public Comment may be provided on these items.

0250 JUDICIAL BRANCH

ISSUE 2: VARIOUS SPRING BUDGET PROPOSALS

1. **San Diego Hall of Justice Facility Modification.** The Governor's spring proposal requests \$27.1 million one-time General Fund for a facility modification project in the San Diego County Superior Court's Hall of Justice and provisional budget bill language to extend the encumbrance or expenditure availability until June 30, 2025. The Judicial Council is responsible for 40 percent of this facility's costs, pursuant to a Joint Occupancy Agreement.

2. **East County Regional Center Facility Modification.** The Governor's spring proposal requests \$13.55 million one-time General Fund to address egress deficiencies identified by the State Fire Marshal in the East County Regional Center of the San Diego County Superior Court. These resources are necessary to make critical repairs and allow the facility to retain its Certificate of Occupancy.

3. **Stanislaus County—New Modesto Courthouse.** The Governor's spring proposal requests \$6 million one-time General Fund to finish construction of a shelled courtroom in the new Modesto courthouse, which is currently under construction. The courtroom will be used to house a judgeship that was approved in 2007 and is proposed for funding in the 2022-23 Governor's Budget.

Staff Recommendation: Hold Open.

0280 COMMISSION ON JUDICIAL PERFORMANCE

ISSUE 3: SPRING BUDGET PROPOSAL

The Governor's spring proposal requests a reappropriation of \$200,000 with funding available for encumbrance and expenditure until June 30, 2023, related to the establishment of a 15 member committee to review the operations and structure of the Commission on Judicial Performance and to develop recommendations that would improve the Commission's ability to carry out its core responsibilities.

Staff Recommendation: Hold Open.

0390 JUDGES' RETIREMENT SYSTEM

ISSUE 4: SPRING BUDGET PROPOSAL

The Governor's spring proposal requests a reappropriation of \$80,000 related to the post judgment award in Robert M. Mallano, Individually, and Behalf of a Class of Similarly Situated Persons v. John Chiang, Controller of the State of California (Case No. BC-533770).

Staff Recommendation: Hold Open.

0690 OFFICE OF EMERGENCY SERVICES

ISSUE 5: VARIOUS SPRING BUDGET PROPOSALS

1. **Disaster Service Worker Program.** The Governor's spring proposal requests \$500,000 General Fund in 2022-23 and ongoing for the Disaster Service Worker Volunteer Program to provide sufficient and timely workers' compensation benefits to injured volunteers and eligible survivors, and issue medical provider payments without incurring penalty and interest fees.

2. **Equality in Prevention and Services for Domestic Abuse Fund.** The Governor's spring proposal requests a one-time budget authority increase of \$375,000 in Equality in Prevention and Services for Domestic Abuse Fund in 2022-23 to continue to develop and support a training curriculum, support service providers, and provide brochures associated with lesbian, gay, bisexual, and transgender domestic abuse.

3. **Nuclear Planning Assessment Special Account Consumer Price Index Adjustment.** The Governor's spring proposal requests an increase to the Nuclear Planning Assessment Special Account appropriations of \$10,000 state operations and \$53,000 local assistance in 2022-23 in accordance with provisions of Government code section 8610.5.

Staff Recommendation: Hold Open.

0820 DEPARTMENT OF JUSTICE

ISSUE 6: VARIOUS SPRING BUDGET PROPOSALS

1. **Chapter 202, Statutes of 2021.** The Governor's spring proposal requests \$1.22 million one-time to provide a General Fund loan to the Department of Justice to implement Chapter 202, Statutes of 2021 (AB 898). AB 898 requires the Department of Justice to make information technology modifications to automatically reflect approved conviction records relief information. This proposal also requests provisional language be added to Item 0820-011-0001 that specifies funding shall be provided as a loan to the Fingerprint Fees Account, to be repaid when sufficient revenues are available.

2. **Medi-Cal Fraud and Elder Abuse: Medicaid Patient Abuse Prevention Act.** The Governor's spring proposal request that Item 0820-001-0001 be increased by \$474,000, Item 0820-001-0378 be increased by \$1,224,000, and Item 0820-001-0890 be increased by \$6,134,000 ongoing to provide sufficient authority for the Department of Justice to receive the full amount of a reoccurring federal grant that supports investigative, enforcement, and prosecutorial duties carried out by the Department's Division of Medi-Cal Fraud and Elder Abuse.

Staff Recommendation: Hold Open.

5225 CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION

ISSUE 7: SPRING BUDGET PROPOSALS

1. **Statewide Correctional Video Surveillance Continuation.** The Governor's spring proposal requests an increase of \$17.25 million one-time General Fund and \$201,000 ongoing General Fund to the Statewide Correctional Video Surveillance Continuation Budget Change Proposal included in the 2022-23 Governor's Budget. Revised cost estimates that were completed after the release of the Governor's Budget in January indicated higher infrastructure related costs.

2. **Contract Reappropriation and Technical Adjustments.** The Governor's spring proposal requests a reappropriation of \$224,000 to complete the purchase of a tracking system for individuals with disabilities associated with the 2021-22 Armstrong Court Compliance Continuation budget change proposal and net zero technical adjustments to correctly align resources across CDCR programs.

Staff Recommendation: Hold Open.

5227 BOARD OF STATE AND COMMUNITY CORRECTIONS

ISSUE 8: SPRING BUDGET PROPOSAL

The Governor's spring proposal requests trailer bill language to change the allocation formula related to the community corrections program for three years to a formula that was adopted for one year as part of the 2021 Budget Act. This request would make the one time change adopted last year continue until 2024-25.

Staff Recommendation: Hold Open.

7870 VICTIM COMPENSATION BOARD

ISSUE 9: SPRING BUDGET PROPOSAL

Attorney General Fees—Erroneous Conviction Compensation Lawsuits. The Governor's spring proposal requests an increase of \$874,000 in 2022-23 and 2023-24 for legal representation by the Department of Justice in lawsuits brought forth by individuals whose claims for erroneous conviction compensation were denied. In addition, the proposal request provisional language to specify the use of the funds.

Staff Recommendation: Hold Open.

8120 COMMISSION ON PEACE OFFICERS STANDARDS AND TRAINING

ISSUE 10: SPRING BUDGET PROPOSAL

Distance Learning and Use of Force Training Equipment Reappropriation. The Governor's spring proposal requests an extension of the encumbrance availability for \$10 million included in the 2018 Budget Act and reappropriated in the 2020 and 2021 Budget Acts by one year, from June 30, 2022 to June 30, 2023. The Commission on Peace Officer Standards and Training (POST) is nearing the final stages of the Project Approval Lifecycle process for its Learning Management System Modernization Project in collaboration with the California Department of Technology, and anticipates a contract will be awarded for this purpose in fiscal year 2022-23. In addition, the proposal requests a reappropriation of \$300,000 included in the 2018 Budget Act and reappropriated in the 2021 Budget Act for use of force and de-escalation training equipment by one year, from June 30, 2022 to June 30, 2023. This will provide an additional year for POST to purchase the necessary equipment to enhance peace officer training.

Staff Recommendation: Hold Open.

8940 CALIFORNIA MILITARY DEPARTMENT

ISSUE 11: VARIOUS SPRING BUDGET PROPOSALS

1. Consolidated Headquarters Complex Operations and Support. The Governor's spring proposal request an increase of \$3.89 million in 2022-23, and \$4.33 million annually thereafter, and 32 positions to maintain the California Military Department's new Headquarters. This includes positions such as custodians, groundskeepers, and electricians, as well as equipment such as work vehicles and maintenance supplies.

2. State Active Duty Compensation Adjustment. The Governor's spring proposal requests Item 8940-001-0001 be increased by \$621,000 ongoing and reimbursements be increased by \$70,000 ongoing, Item 8940-001-0890 be increased by \$539,000 ongoing, and Item 8940-001-3085 be increased by \$20,000 ongoing to align the pay of the California Military Department's State Active Duty employees to the pay of service members of similar grade in the United States Army, Air Force, and Navy.

3. Air National Guard Facilities Operations and Maintenance Activities. The Governor's spring proposal requests Item 8940-001-0001 be increased by \$130,000 ongoing and 1.2 positions and Item 8940-001-0890 be increased by \$411,000 ongoing and 3.8 positions to provide maintenance personnel at the Air National Guard airbases in Fresno and Channel Islands.

4. Master Cooperative Agreement, Fund Alignment. The Governor's spring proposal requests Item 8940-001-0001 be decreased by \$298,000 ongoing and 4 positions and Item 8940-001-0890 be increased by \$298,000 ongoing and 4 positions to align the positions with the appropriate fund source. The majority of these positions' duties involve federal matters so this proposal shifts the funding for these positions from the General Fund to the Federal Trust Fund.

5. Sacramento Consolidated Headquarters Complex. The Governor's spring proposal requests Item 8940-301-0001 be increased by \$10.4 million to provide a supplemental appropriation for the Sacramento Consolidated Headquarters Complex project for the Military Department. It is further requested that Item 8940-491 be amended to provide for a reappropriation of 2021 Budget Act funds for this project. These additional funds will allow the project to be completed in late 2022.

6. Sustainable Armory Renovation Program: Eureka Project. The Governor's spring proposal requests Item 8940-301-0001 be increased by \$233,000 and Item 8940-301-0890 be added in the amount of \$233,000 federal match for the Sustainable Armory Renovation Program: Eureka project. It is further requested that Item 8940-492 be added to provide for an extension of liquidation period for earlier appropriated funds.

7. Los Alamitos: STARBASE Classroom Building. The Governor's spring proposal requests Item 8940-301-0001 be increased by \$1.99 million to provide a supplemental appropriation for the STARBASE Classroom Building project at the Joint Forces Training Base in Los Alamitos. This request will provide funding for the Department of General Services to deliver project management services and address construction cost increases. This project is expected to be completed in fall 2024.

9285 TRIAL COURT SECURITY

ISSUE 12: SPRING BUDGET PROPOSAL

Local Assistance, Trial Court Security—Court Construction. The Governor’s spring proposal requests an increase of \$3 million to provide ongoing resources to counties for trial court security costs resulting from new court construction projects and a correction to item 9285-101-0001 to correct an erroneous year reference.

Staff Recommendation: Hold Open.

9286 TRIAL COURT SECURITY—JUDGESHIPS

ISSUE 13: SPRING BUDGET PROPOSAL

Local Assistance, Trial Court Security—Judgeships. The Governor’s spring proposal requests an increase of \$1,000 to provide ongoing resources to cover security costs associated with newly funded judgeships.

Staff Recommendation: Hold Open.

This agenda and other publications are available on the Assembly Budget Committee’s website at: <https://abgt.assembly.ca.gov/sub5hearingagendas>. You may contact the Committee at (916) 319-2099. This agenda was prepared by Jennifer Kim.